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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on June 20, 2006.

Kim Blum  
Name (Print)

*Kim Blum*  
Signature

US PATENT & TRADEMARK  
OFFICE

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	ENDO et al.	)	Examiner:	Unassigned
Application No.:	10/571,081	)	Group Art Unit:	Unassigned
Filed:	March 6, 2006	)	Confirmation No.:	Unassigned
Docket No.:	3190-091	)	Customer No.:	33432

For: NOVEL HIGH-THROUGHPUT SCREENING METHOD OF DRUG FOR BIOACTIVE PROTEIN

## REQUEST FOR REFUND

REFUND COMPLETED  
PCT NATIONAL DIVISION

Mail Stop 16  
Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

June 20, 2006

Sir:

The undersigned respectfully requests a total refund for \$500.00, wherein \$100.00 of this amount was erroneously paid in the above application, and wherein \$400.00 of this amount was erroneously charged to the undersigned's Deposit Account No. 50-0925.

In more detail, at the time of filing the above-identified U.S. patent application, applicants paid (by credit card) \$500.00 for the search fee and later realized that the Japanese search had already been carried out, and thus only \$400.00 was due as the search fee. A copy of the transmittal and copy of the credit card payment form to the USRO are attached hereto.

On May 2, 2006, the U.S. Patent and Trademark Office erroneously charged to the undersigned's Deposit Account the sum of \$400.00 for the above-referenced search fee. As stated above, the search fee was already and fully paid at the time of filing by way of credit card. Accordingly, the undersigned respectfully requests a refund to be posted to our Deposit Account for this erroneous charge.

In view of the foregoing, the undersigned respectfully requests that a total refund of \$500.00

Adjustment Date: 09/13/2006 THOLLAND  
05702/2006 EVANS 00000002 500925 10571081  
01 FC:1642 400.00 CR

Adjustment Date: 09/13/2006 THOLLAND  
05713/2006 LARSON 00000002 10571081  
03 FC:1632 -500.00 DP

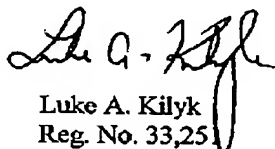
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Request for Refund dated June 20, 2006  
U.S. Patent Application No. 10/571,081

be made.

If any official at the USRO or USPTO deems that any further action by Applicants or Applicants' representative is desirable and/or necessary, the appropriate official is invited to contact the undersigned at the address and phone number set forth below.

Respectfully submitted,

  
Luke A. Kilyk  
Reg. No. 33,25

Atty. Docket No.: 3190-091  
KILYK & BOWERSOX, P.L.L.C.  
400 Holiday Court, Suite 102  
Warrenton, VA 20186  
Tel: (540) 428-1701  
Fax: (540) 428-1720

Enclosures: Copy of Transmittal Letter to the USRO  
Copy of Credit Card Payment Form

- 2 -

PTO-2038 (02-2003)

Approved for use through 02/28/2006. OMB 0651-0043

United States Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Payment Amount: \$ (US Dollars): \$ 1,130.00			
Cardholder Signature: <i>Luke A. Kilyk</i>		Date: March 6, 2006	
<small>Refund Policy: The Office may refund a fee paid by mistake or in excess of that required. A change of purpose after the payment of a fee will not entitle a party to a refund of such fee. The Office will not refund amounts of twenty-five dollars or less unless a refund is specifically requested, and will not notify the payor of such amounts (37 CFR 1.26). Refund of a fee paid by credit card will be via credit to the credit card account.</small>			
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Request and Payment Information			
Description of Request and Payment Information: New \$ 371 Application filing fee and Late Declaration fee.			
<input checked="" type="checkbox"/> Patent Fee	<input type="checkbox"/> Patent Maintenance Fee	<input type="checkbox"/> Trademark Fee	<input type="checkbox"/> Other Fee
Application No. Unassigned	Application No.	Serial No.	IDON Customer No.
Patent No.	Patent No.	Registration No.	
Attorney Docket No. 3160-091		Identify or Describe Mark	

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Date: March 6, 2006 Label No. EV790042408US I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service.

Kim Blum  
Name (Print)

*Kim Blum*  
Signature

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PTO-1390 (Rev. 12-2004)

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U.S. APPLICATION NO. (If known, see 37 CFR 1.3) **Unknown**  
 INTERNATIONAL APPLICATION NO. **PCT/JP2004/013071**  
 ATTORNEY'S DOCKET NUMBER **3190-091**

21. ☒ The following fees are submitted:

<input checked="" type="checkbox"/> a) Basic national fee .....	\$300.00	\$300.00
<input checked="" type="checkbox"/> b) Examination fee .....	\$200.00	\$200.00
<input checked="" type="checkbox"/> c) Search fee .....	\$500.00	\$500.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>	<b>\$1,000.00</b>	<b>\$1,000.00</b>

☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.

Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	
68 - 100 =	150 =	0	x \$250.00

Surcharge of \$130.00 for furnishing the oath or declaration later than Months from the earliest claimed priority date (37 CFR 1.492(e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	20 - 20 =	0	x \$50.00	\$0.00
Independent claims	2 - 3 =	0	x \$200.00	\$0.00
<b>MULTIPLE DEPENDENT CLAIM(S) (if applicable)</b>			<b>+</b> \$360.00	<b>\$0.00</b>

**TOTAL OF ABOVE CALCULATIONS =** \$1,130.00

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.

**SUBTOTAL =** \$1,130.00

Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)).

**TOTAL NATIONAL FEE =** \$1,130.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

**TOTAL FEES ENCLOSED =** \$1,130.00

Amount to be Refunded	\$
Amount to be Charged	\$

- a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0925.
- d. ☒ Fees are to be charged to a credit card. **WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO

KILYK & BOWERSOX, P.L.L.C.  
 400 Holiday Court, Suite 102  
 Warrenton, VA 20186

Phone (540) 428-1701 - Facsimile (540) 428-1720

SIGNATURE: \_\_\_\_\_

NAME: Luke A. Kilyk

33,251

REGISTRATION NUMBER

Form PTO-1390 (REV 12-2001)

Date: March 6, 2006 Label No. EV7900424081US I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service.

Kim Blum  
 Name (Print)

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JUN 20 2006

LAW OFFICES  
**KILYK & BOWERSOX, P.L.L.C.**

*Intellectual Property Law*

From the Desk of  
**LUKE A. KILYK\***

400 Holiday Court  
Suite 102  
WARRENTON, VA 20186

FAIRFAX OFFICE  
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Website: <http://www.kbpattentlaw.com>

TEL.: (540) 428-1701  
FAC.: (540) 428-1720  
(540) 428-1721

\*Admitted only in PA and DC

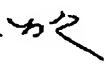
PLEASE DIRECT CORRESPONDENCE TO OUR WARRENTON OFFICE

**FACSIMILE TRANSMISSION COVER SHEET**

DATE: June 20, 2006

TO: Mail Stop 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RE: U.S. Patent Application No. 10/571,081  
For: NOVEL HIGH-THROUGHPUT SCREENING METHOD  
OF DRUG FOR BIOACTIVE PROTEIN  
Our Ref.: 3190-091

FROM: Luke A. Kilyk, Esq. 

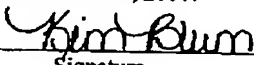
FAC. TEL. NO.: 1-571-273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 6

Items Attached: Request for Refund -- 2 pages  
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